

R E M A R K S

Status of the claims

Claims 1-20 are pending in the present application. Claims 1, 3, 5, 7, 8 and 15-17 have been amended herein to place the claims in better format for examination. No new matter has been added with the amendments to the claims. As such, entry and consideration thereof are respectfully requested.

Restriction of the claims

Claims 1-20 have been restricted into the following groups.

Group I, claims 1-11 and 14-20, drawn to a composition; and

Group II, claims 12 and 13, drawn to method of treating skin conditions.

**For the purpose of examination of the present application, Applicants elect, with traverse, Group I, Claims 1-11 and 14-20, drawn to a composition.**

The subject matter of claims 12 and 13 is directed to method of using the compositions of elected claim 1. As such, if the composition of claim 1 is novel and unobvious over the prior, the subject matter of claims 12 and 13 is also necessarily novel and unobvious. Applicants request rejoinder of the non-elected process claims upon a finding of allowability of the product/compositions claims.

Should there be any outstanding matters that need to be resolved in the present application, the Examiner is respectfully requested to contact MaryAnne Armstrong, PhD, Registration No 40,069 at the telephone number of the undersigned below, to conduct an interview in an effort to expedite prosecution in connection with the present application.

- Attached is a Petition for Extension of Time.
- Attached hereto is the fee transmittal listing the required fees.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to our Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. § 1.16 or under § 1.17; particularly, extension of time fees.

Dated: January 12, 2009

Respectfully submitted,

By Mary Anne Armstrong, Ph.D.  
Mary Anne Armstrong, Ph.D.  
Registration No.: 40,069  
BIRCH, STEWART, KOLASCH & BIRCH, LLP  
8110 Gatehouse Road  
Suite 100 East  
P.O. Box 747  
Falls Church, Virginia 22040-0747  
(703) 205-8000  
Attorney for Applicant